

Clarence M. Phleeger, a witness of lawful age, produced on behalf of the Plaintiff, deposes and says as follows:

Q. State your name, residence and age.

A. Clarence M. Phleeger; Frederick, Maryland, Route 5; seventy-five.

Q. What is your occupation?

A. Carpenter.

Q. Did you know William H. Stup during his lifetime?

A. Yes, sir.

Q. How long had you known him before his death?

A. Forty years.

Q. Do you remember the time of his death?

A. Yes, it was in the fall of 1937.

Q. Do you know whether or not he had a Will?

A. I never heard of any Will.

Q. Had Mr. Stup ever married?

A. No.

Q. What heirs did he leave surviving him?

A. His brothers, Charles Stup, John Frank Stup, Joseph Stup and a sister, Mrs. Crone.

Q. Were there any brothers or sisters dead prior to his death?

A. He had a brother, Howard, who died after him, and a sister, Mrs. Wills, who died long before William H. Stup.

Q. State whether or not Mrs. Wills left any heirs.

A. Not that I know of.

Q. Did Howard Stup leave any heirs?

A. No, sir.

Q. Are all these living heirs of age?

A. Yes, sir.